



United States Attorney
Southern District of New York

86 Chambers Street
New York, New York 10007

July 23, 2008

By Hand

Honorable Paul A. Crotty
United States District Court Judge
United States Courthouse
500 Pearl Street, Room 735
New York, New York 10007

Re: Nicole Smith v. Astrue
08 Civ. 2779 (PAC)

Dear Judge Crotty:

This Office represents the Commissioner of Social Security, defendant in the above-referenced action. During my review of this case, I encountered several issues that require that I seek additional information from the Agency. Because the Agency's response will impact defendant's response to the complaint, I respectfully request an extension of thirty days from July 29, 2008, until August 28, 2008, to answer the complaint.

This is defendant's second request for an extension as the answer was originally due on May 30, 2008. Plaintiff has kindly consented to this request.

Thank you for your consideration of this request.

Respectfully,

MICHAEL J. GARCIA
United States Attorney

By:

Leslie A. Ramirez-Fisher
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cc: Ellen Parker Bush, Esq. (By Fax)

Future requests should
go before Judge Mass

Counsel is reminded that this matter
has been referred to Magistrate Judge
Mass as of March 20, 2008. Any
SO ORDERED:

Paul A. Crotty
HON. PAUL A. CROTTY
UNITED STATES DISTRICT JUDGE

JUL 24 2008

MEMO ENDORSED

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